

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been
 filed in the U.S. District Court for the District of Delaware on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO. 19-1955-LPS	DATE FILED 10/15/2019	U.S. DISTRICT COURT for the District of Delaware
PLAINTIFF OTSUKA PHARMACEUTICAL CO., LTD. and H. LUNDBECK A/S		TEVA PHARMACEUTICALS USA, INC. and TEVA PHARMACEUTICAL INDUSTRIES LTD.
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 7,888,362	02/15/2011	Otsuka Pharmaceutical Co., Ltd.
2 8,349,840	01/08/2013	Otsuka Pharmaceutical Co., Ltd.
3 8,618,109	12/31/2013	Otsuka Pharmaceutical Co., Ltd.
4 9,839,637	12/12/2017	Otsuka Pharmaceutical Co., Ltd.
5 10,307,419	06/04/2019	Otsuka Pharmaceutical Co., Ltd.

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY	
	<input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1		
2		
3		
4		
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT <i>Stip. Consent Judgment and Injunction</i>
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CLERK <i>John A. Cerino</i>	(BY) DEPUTY CLERK	DATE <i>4-27-2022</i>
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

OTSUKA PHARMACEUTICAL CO., LTD., AND H. LUNDBECK A/S,)	
)	
Plaintiffs,)	
)	
v.)	C.A. No. 19-1938-LPS (consolidated)
)	
ZENARA PHARMA PRIVATE LTD., et al.)	C.A. No. 19-1955-LPS
)	C.A. No. 20-1423-LPS
Defendant.)	
)	
)	
)	
OTSUKA PHARMACEUTICAL CO., LTD., AND H. LUNDBECK A/S,)	
)	
Plaintiffs,)	
)	
v.)	C.A. No. 22-221-LPS
)	
TEVA PHARMACEUTICALS USA, INC., and TEVA PHARMACEUTICAL INDUSTRIES LTD.,)	
)	
Defendants.)	

STIPULATED CONSENT JUDGMENT AND INJUNCTION
(Teva Pharmaceuticals USA, Inc. and Teva Pharmaceutical Industries Ltd.)

IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiffs Otsuka Pharmaceutical Co., Ltd. (“Otsuka”) and H. Lundbeck A/S and Defendants Teva Pharmaceuticals USA, Inc. and Teva Pharmaceutical Industries Ltd. (“Teva”), through their undersigned counsel of record, that:

1. All claims, counterclaims, affirmative defenses and demands between Otsuka and Teva in these actions are hereby dismissed without prejudice and without costs, disbursements, or attorneys' fees to any party.

2. Teva Pharmaceuticals USA, Inc. and anyone acting on the behalf of Teva Pharmaceuticals USA, Inc., except as expressly licensed by Plaintiffs, will be enjoined until expiration of U.S. Patent No. 8,349,840, U.S. Patent No. 8,618,109, U.S. Patent No. 9,839,637, U.S. Patent No. 10,307,419 and U.S. Reissue Patent No. RE48059 from making, using, offering for sale, selling or importing the products that are the subject of Teva Pharmaceuticals USA, Inc.'s Abbreviated New Drug Application ("ANDA") No. 213692 in the United States.

3. Nothing herein prevents FDA from granting final approval to ANDA No. 213692 at any time.

4. Each party will bear its own attorneys' fees and costs.

5. This Court will retain jurisdiction to enforce this Consent Judgment and Injunction and the parties' related agreements resolving these cases.

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SO ORDERED this 27th day of April, 2022.


United States District Judge